IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 37767 of 2007(U)

PETITIONER:

JERTEENA FRANCIS , WHC D 5524, TOWN
POLICE STATION, KOZHIKODE CITY.

BY ADV. SRI.S.P.ARAVINDAKSHAN PILLAY
SMT.N.SANTHA
SRI.PETER JOSE CHRISTO
SRI.S.A.ANAND
SMT.A.B.SHRILATHA

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE
SECRETARY TO GOVERNMENT, HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM PIN 695 001.

2. DIRECTOR GENERAL OF POLICE,
POLICE HEADQUARTERS, THIRUVANANTHAPURAM
PIN 695 010.

3. COMMISSIONER OF POLICE,
KOZHIKODE CITY, PIN 673 001.

BY G.P.SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI, J.

W.P.(C).NO.37767 OF 2007- U

Dated this the 19th day of December, 2007.

JUDGMENT

Petitioner, who was a Woman Police Head Constable, aspires for promotion to the post of Sub Inspector of Police. By Ext.P1, the petitioner was promoted and later under Ext.P2 for want of vacancy, the petitioner was reverted. Ext. P2 order of reversion passed by the Commissioner of Police has been challenged by the petitioner before the Head of the Department as per Exts.P8 and P9. The same are pending. In the meanwhile, seniority list of Woman Police Head Constables was finalised under Exts.P7 and P7 (a). The petitioner objects to Exts.P7 and P7(a) inter alia on the ground that the order of reversion under Ext.P2 was wrong. Apart from the same, the petitioner also claims reassignment in the final seniority list. Petitioner's objections to Exts.P7 and P7(a) are pending before the Government as Ext.P10. The learned counsel for the petitioner submits that the statutory objection to the seniority list, Ext.P10, ought to be considered after orders are passed by the Head of the Department in the representation submitted before him challenging Ext.P2 order of the Commissioner.

I have heard the learned Government Pleader also. The writ petition is disposed of with the following directions:

i. The 2nd respondent shall consider Exts.P8 and P9, and after hearing the petitioner, pass appropriate orders within a period of six weeks from the date of receipt of a copy of this judgment.

ii. The 1st respondent shall consider the petitioner's objections in Ext.P10 within a period of one month from the date of receipt of the order to be passed by the 2nd respondent on Exts.P8 and P9.

V. GIRI, JUDGE.

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